

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

1201 NORTH MARKET STREET
P.O. Box 1347
WILMINGTON, DELAWARE 19899-1347

302 658 9200
302 658 3989 FAX

February 1, 2006

JACK B. BLUMENFELD
302 351 9291
302 425 3012 FAX
jblumenfeld@mnat.com

BY ELECTRONIC FILING

The Honorable Kent A. Jordan
United States District Court
844 North King Street
Wilmington, DE 19801

Re: *Biovail v. Andrx Pharmaceuticals LLC et al.*,
Civil Action Nos. 05-586 (KAJ) and 05-730 (KAJ) (Consolidated)

Dear Judge Jordan:

After the telephone conference last Thursday, the parties have agreed to propose to Your Honor the schedule set forth on the attached Revised Scheduling Order. The following table lists the parties' proposed changes to the dates on the Court's calendar, subject of course to the Your Honor's availability and approval:

<u>Event</u>	<u>Current Date</u>	<u>Proposed Date</u>
Status Report	May 1, 2006	June 1, 2006
Status Conference	May 8, 2006	June 8, 2006
Technology Tutorial	May 22, 2006	August 17, 2006
Claim Construction and Summary Judgment Hearing	November 3, 2006	December 6, 2006
Pretrial Order Due	January 5, 2007	February 1, 2007
Pretrial Conference	February 5, 2007	March 1, 2007
Trial	March 5, 2007	April 2, 2007

Respectfully,

/s/ Jack B. Blumenfeld (#1014)
Jack B. Blumenfeld

/klm
Attachment

cc: Peter T. Dalleo, Clerk (By Hand w/Attachment)
William J. Cattie, III, Esquire (By Hand and E-Mail w/Attachment)
Steven A. Maddox, Esquire (By E-Mail w/Attachment)
Matthew C. Marlowe (By E-Mail w/Attachment)
Joseph M. O'Malley, Jr., Esquire (By E-Mail w/Attachment)